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IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF ARIZONA

KELVIN D. DANIEL, et al

Plaintiffs,

v.

SWIFT TRANSPORTATION  
CORPORATION,

Defendant.

Case No. 2:11-cv-01548-PHX-ROS

**DECLARATION OF DENNIS M.  
O'TOOLE**

Assigned to: Hon. Roslyn O. Silver

1 I, Dennis M. O'Toole, declare:

2 1. My name is Dennis M. O'Toole. I am over 21 years of age, of sound mind,  
3 capable of executing this declaration, and have personal knowledge of the facts stated  
4 herein, and they are all true and correct.

6 2. I am one of the attorneys working on behalf of the Plaintiffs in the above  
7 styled litigation, and I am an attorney and a director at Stumphauzer, O'Toole,  
8 McLaughlin, McGlamery and Loughman, Co., LPA, a multiple attorney law firm with its  
9 principal office located at 5455 Detroit Road, Sheffield Village, Ohio 44054.

11 3. Since 1974, I have been and presently am a member in good standing of the  
12 Bar of the highest court of the State of Ohio, where I regularly practice law. I have also  
13 been admitted to practice before and am presently a member in good standing of the Bars  
14 of the following courts:

<b>Court:</b>	<b>Date Admitted:</b>
United States Supreme Court	1985
United States Court of Appeals for the Sixth Circuit	1986
United States District Court for the Northern District of Ohio	1974
United States District Court for the Southern District of Ohio	2005
United States District Court for the Western District of Tennessee	2011
United States District Court for the Western District of New York	2012

27 I have been admitted *pro hac vice* in jurisdictions across the country including Kentucky,  
28 Tennessee, Missouri, Arizona and North Dakota. I have never been denied admission *pro*

1 *hac vice.*

2 4. Since 2009, I have focused my practice primarily towards consumer  
3 protection litigation. While my experience representing consumers has come within  
4 several areas, my most developed area of expertise is in plaintiffs litigation under the  
5 Federal Consumer Credit Protection Act, 15 U.S.C. § 1601, et seq., and in particular the  
6 Fair Credit Reporting Act, 15 U.S.C. § 1681, et seq., the Equal Credit Opportunity Act, 15  
7 U.S.C. § 1691, et seq., and the Fair Debt Collection Practices Act, 15 U.S.C. § 1692, et  
8 seq.

9 5. I have substantial experience in complex litigation, including class action  
10 cases, prosecuted under the Consumer Credit Protection Statutes, including the Fair Credit  
11 Reporting Act and the Fair Debt Collection Practices Act.

12 6. In each of the class cases where I have represented Plaintiffs in a Consumer  
13 Credit case, the Court found me to be adequate class counsel.

14 I declare under penalty of perjury of the laws of the United States that the  
15 foregoing is correct.  
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17 Signed this 1st day of October, 2012.

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20 Dennis M. O'Toole  
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